

Comm Hrg 6-0
Hrg 1-4

ORDINANCE 91-14

AN ORDINANCE TO AMEND TITLE 14
OF THE BLOOMINGTON MUNICIPAL CODE
ENTITLED "PEACE AND SAFETY"

WHEREAS, the Bloomington Municipal Code currently prohibits the use of automatic dialing devices which select a telephone line leading into the Bloomington Police Department; and

WHEREAS, the Bloomington Police Department itself is desirous of the use of such devices connected to alarm systems located in buildings or offices owned or controlled by the City of Bloomington or its various departments:

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

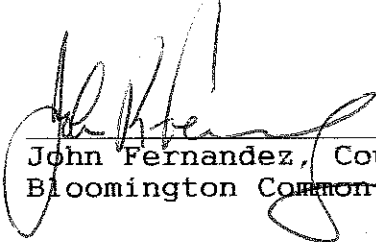
SECTION I. Section 14.36.020 Automatic telephone dialing devices prohibited shall be repealed and re-enacted to read as follows:

It is unlawful for any person to use or permit the use of any automatic telephone dialing device or attachment connected to an alarm system which automatically selects any telephone line leading into the communication center of the Bloomington Police Department and then transmits any prerecorded message or signal indicating the activation of the alarm system. This section shall not apply to the use of any automatic dialing device issuing from an alarm located in a building or an office owned or controlled by the City of Bloomington or a department thereof. Any person, firm, or corporation who allows a violation of this section other than from the above-mentioned governmental buildings shall be subject to a fine of One Hundred Dollars (\$100.00). Each violation of this section shall be deemed a separate offense.

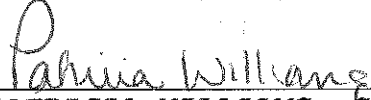
SECTION II. Severability. If any section, sentence or provision of this ordinance, or the application thereof to any person or circumstances shall be declared invalid, such invalidity shall not affect any of the other sections, sentences, provisions, or applications of this ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this ordinance are declared to be severable.

SECTION III. This Ordinance shall be in full force and effect from and after passage by the Common Council of the City of Bloomington, approval of the Mayor and promulgation according to law.

PASSED and ADOPTED by the Common Council of the City of Bloomington, County of Monroe, Indiana, upon this 20th day of March, 1991.


John Fernandez, Council President
Bloomington Common Council

ATTEST:


PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this 21st day of March, 1991.

Patricia Williams
PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this 21st day of March, 1991.

Tomilea Allison
TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This Ordinance provides that the use of an automatic dialing device emanating from a building or a department owned or controlled by the City of Bloomington shall be allowed.

Signed copies to:

Police Dept.

Legal Dept.

BMC - File

Pats BMC

Dons BMC

Sent to Book Publishing for Publication

First Rd. 1 2 3
Comm: 5-0-1
2nd Rd. 0-8 (denied)

ORDINANCE 91 - 15

To Amend the Zoning Maps to Designate PUD
and to Grant Outline Plan Approval

Re: Property Located in the 3300 block of Leonard Springs Road
(Midwest Development Corp.)

WHEREAS, the Common Council passed a Zoning Ordinance and adopted new incorporated zoning maps on June 7, 1978 which are now incorporated in Title 20 of the Bloomington Municipal Code; and

WHEREAS, the Plan Commission has considered this case, RS/PUD-1-91, and recommended that the petitioner, Midwest Development Corporation, be granted an amendment to the Bloomington zoning maps and outline plan approval and PUD designation and request that the Common Council consider the petition for outline plan approval and PUD designation on certain property.

NOW, THEREFORE, BE IT HEREBY ORDAINED BY THE COMMON COUNCIL OF THE CITY OF BLOOMINGTON, MONROE COUNTY, INDIANA, THAT:

SECTION I. Through the authority of IC 36-7-4 and pursuant to Chapter 20.13 of the Bloomington Municipal Code, that an outline plan be approved and Planned Unit Designation be granted for property located in the 3300 block of Leonard Springs Road, and more particularly described as follows:

The south half of the south half of the northwest quarter of section 13, township 8 north, range 2 west, in Monroe County, Indiana, EXCEPTING THEREFROM the following: A part of the south half of the south half of the northwest quarter of section 13, township 8 north, range 2 west, bounded and described as follows, to wit: beginning at the northeast corner of said half of the south half of said northwest quarter, thence running south along the east line of said northwest quarter for a distance of 100 feet, thence running west parallel to the north line of the south half of the south half of said northwest quarter for a distance of 435.6 feet, thence running north parallel to the east line of said northwest quarter for a distance of 100 feet to the north line of the south half of the south half of said northwest quarter, thence running east along the north line of the south half of the south half of said northwest quarter 435.6 feet to the point of beginning, containing 1 acre, more or less. Also, EXCEPTING THEREFROM a part of the south half of the south half of the northwest quarter of section 13, township 8 north, range 2 west, bounded and described as follows: beginning at a point on the east line of said northwest quarter that stands 100 feet south of the northeast corner of the south half of the south half of said northwest quarter, thence running south along the east line of said northwest quarter for a distance of 100 feet, thence west parallel to the north line of the south half of the south half of said northwest quarter for a distance of 435.6 feet, thence running north parallel to the east line of said northwest quarter for a distance of 100 feet, thence running east parallel to the north line of the south half of the south half of said northwest quarter for a distance of 435.6 feet to the point of beginning, containing 1 acre, more or less. Containing in the tract herein above described 38 acres, more or less.

SECTION II. The Outline Plan, as recommended by the Plan Commission, shall be attached hereto and made a part hereof.

SECTION III. This ordinance shall be in full force and effect from and after its passage by the Common Council and approval by the Mayor.

PASSED and ADOPTED by the Common Council of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 1991.

JOHN FERNANDEZ, President
Bloomington Common Council

ATTEST:

PATRICIA WILLIAMS, Clerk
City of Bloomington

PRESENTED by me to the Mayor of the City of Bloomington, Monroe County, Indiana, upon this _____ day of _____, 1991.

PATRICIA WILLIAMS, Clerk
City of Bloomington

SIGNED and APPROVED by me upon this _____ day of _____, 1991.

TOMILEA ALLISON, Mayor
City of Bloomington

SYNOPSIS

This ordinance grants outline plan approval and PUD (planned unit development) designation for a 38-acre RS (residential single-family) site. Proposed is a 114-lot subdivision with a density of 3 units/acre.

In accordance with IC 36-7-4-605 I hereby certify that the attached Ordinance Number 91-15 is a true and complete copy of Plan Commission Case Number RS/PUD-1-91 which was given a recommendation of approval by a vote of 10 Ayes, 0 Nays, and Abstentions by the Bloomington City Plan Commission at a public hearing held on February 18, 1991.

Date: February 25, 1991,

Timothy A. Mueller
Tim Mueller, Secretary
Plan Commission Director

Received by the Common Council Office this day of ,

Patricia Williams
Patricia Williams, City Clerk

Appropriation Ordinance # Fiscal Impact Statement # Resolution #
Ordinance

Type of Legislation:

Appropriation <u> </u>	End of Program <u> </u>	Penal Ordinance <u> </u>
Budget Transfer <u> </u>	New Program <u> </u>	Grant Approval <u> </u>
Salary Change <u> </u>	Bonding <u> </u>	Administrative Change <u> </u>
Zoning Change <u> </u>	Investments <u> </u>	Short-Term Borrowing <u> </u>
New Fees <u> </u>	Annexation <u> </u>	Other <u> </u>

If the legislation directly affects City funds, the following must be completed by the City Controller:

Cause of Request:

Planned Expenditure <u> </u>	Emergency <u> </u>
Unforeseen Need <u> </u>	Other <u> </u>

Funds Affected by Request:

Fund(s) Affected	<u> </u>	<u> </u>
Fund Balance as of January 1	\$ <u> </u>	\$ <u> </u>
Revenue to Date	<u> </u>	<u> </u>
Revenue Expected for Rest of year	<u> </u>	<u> </u>
Appropriations to Date	<u> </u>	<u> </u>
Unappropriated Balance	<u> </u>	<u> </u>
Effect of Proposed Legislation(+/-)	<u> </u>	<u> </u>
Projected Balance	\$ <u> </u>	\$ <u> </u>

Signature of Controller

Will the legislation have a major impact on existing City appropriations, fiscal liability or revenues? Yes No X

If the legislation will not have a major fiscal impact, explain briefly the reason for your conclusion.

If the legislation will have a major fiscal impact, explain briefly what the effect on City costs and revenues will be and include factors which could lead to significant additional expenditures in the future. Be as specific as possible. (Continue on second sheet if necessary)

February 25, 1991

To: Clerk/Council Office
From: Planning Dept.
Re: Midwest Development Ordinance

This ordinance grants PUD designation for 38 acres of RS-zoned land in the 3300 block of Leonard Springs Road. Plan Commission Case # RS/PUD-1-91 received outline plan approval by the Plan Commission on February 18, 1991 with the following conditions:

1. Detention will be refined at development plan stage. Detention areas and sinkholes receiving drainage will be common space instead of easements on individual lots.
2. Topographic survey and field inspection at development plan stage will determine extent to which streets and home sites may approach sinkholes. Sinkhole side slopes and areas showing evidence of subsidence should be avoided. This will reduce number of lots so that the RE max of 3 units/acre is appropriate.
3. Sinkholes will be individually engineered to suit each circumstance, on the model of the Woodhaven subdivision.
4. Final lot, street, and home site layout will be orientated to maximum tree preservation.
5. Due to drainage to immediately proximate sinkholes, very thorough siltation and erosion controls will be required with development plan submission.
6. Staff will address responsibility for sinkhole management at development plan stage.
7. Development will be subject to all forthcoming Master Plan conditions (to the extent that the conditions are adopted prior to the buildout of the various phases).

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